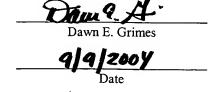
File: 7015

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Emery et al. GROUP: Unknown **SERIAL NO.:** 10/768,415 **EXAMINER:** Unknown FILED: January 30, 2004 FOR: SHRINKABLE BATTERY LABEL Box Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 AMENDMENT TRANSMITTAL 1. Transmitted herewith is an amendment for this application. **STATUS** 2. Applicant is a small entity - verified statement: attached. already filed. \_X other than a small entity.

### **CERTIFICATE OF MAILING (37 CFR 1.8(a))**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United State Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Box Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



#### **EXTENSION OF TERM**

NOTE: "Extension of Time in Patent Cases (Supplement Amendments)--If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 CFR 1.645 for extensions of time in interference proceedings and 37 CFR 1.550(c) for extensions of time in reexamination proceedings.

3. The proceedings herein are for a patent application and the provisions of 37 CFR

#### 1.136 apply

(complete (a) or (b) as applicable)

(a) \_\_\_ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

Extension (months)		Fee for other than small entity		Fee for small entity
	one month	\$ 110.00		\$ 55.00
	two months	\$ 400.00		\$200.00
	three months	\$ 920.00		\$460.00
_	four months	\$1,440.00		\$720.00
	fifth month	\$1,960.00		\$980.00
			Fee \$	

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

 An extension	1 for	months h	as alread	iy bee:	n secur	ed and	d the fee	paid th	nerefor	of
\$	is deducted	from the	total fe	e due	for the	total	months	of ext	ension	now
requested.										

Extension fee due with this request \$ \_\_\_\_\_

OR

(b) X Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

### **FEE FOR CLAIMS**

4.	The fee fo	r claims (3)	CFR	1.16(b)-(d))	has been	calculated	as shown	below:
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	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTI	ГΥ	OTHER THAN A SMALL ENTITY		
	CLAIMS REMAII AFTER AMEND	NING	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	ADDIT. RATE FEE	OR	RATE	ADDIT. FEE	
TOTAL *	24	MINUS *	** 20=	4	x 9= \$		x18=	\$ 72.00	
INDEP.*	4	MINUS *	*** 3=	1	x 43= \$		x86=	\$ 86.00	
		RESENTA PLE DEP. (			+140=\$		+\$280=	\$	
					TOTAL ADDIT. FEE \$	OR	TOTAL ADDIT. FEE	\$158.00	
	* ** **	If the "Hi If the "Hi	ighest No. Previouslighest No. Previousl	han entry in Col. 2, v y Paid For" IN THIS y Paid For" IN THIS	SPACE is less than	3, enter "3".			

The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING:

"After final rejection or action ( 1.113) amendments may be made cancelling claims or complying with any requirement of form which has been made." 37 CFR 1.116(a) (emphasis added).

(complete (c) or (d) as applicable)

No additional fee for claims is required. (c)

OR

(d) <u>X</u> Total additional fee for claims required \$158.00.

# **FEE PAYMENT**

5.	<u>X</u>	Attached is a check in the sum of \$158.00.				
		Charge Account No the sum of \$				
		A duplicate of this transmittal is attached.				

### FEE DEFICIENCY

- NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).
- <u>X</u> 6. If any additional extension and/or fee is required, Charge Account No. \_\_19-0079

#### AND/OR

<u>X</u> If any additional fee for claims is required, charge Account No. 19-0079

Maurice E. Gauthier

Reg. No.: 20,798

Samuels, Gauthier & Stevens 225 Franklin Street, Suite 3300 Boston, Massachusetts 02110

Tel. No.: (617) 426-9180

Extension 113

File: 7015



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Emery et al.

**GROUP:** 

Unknown

**SERIAL NO.:** 

10/768,415

**EXAMINER:** Unknown

FILED:

January 30, 2004

FOR:

SHRINKABLE BATTERY LABEL

Box Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## **PRELIMINARY AMENDMENT**

Prior to examining this application on the merits, please amend the claims as follows:

09/15/2004 MAHMED1 00000013 10768415

01 FC:1201 02 FC:1202 86.00 OP 72.00 OP